

**BOARD OF TRUSTEES MEETING
INCORPORATED VILLAGE OF SANDS POINT
FRIDAY, MAY 17, 2019**

Present:	Edward A.K. Adler	Mayor
	Katharine M. Ullman	Trustee
	Marc Silbert	Trustee
	Lynn R. Najman	Deputy Mayor
	Peter A. Forman	Trustee
	Liz Gaynor	Village Clerk
	Michael Sahn	Village Attorney
	John Christopher, Esq.	Village Attorney

At 11:30 a.m. Mayor Adler called the meeting of the Board to order.

RESOLVED, that the Board of Trustees does hereby ratify and affirm a decision to **engage Sisto DeNardis Contracting Corp. for the expansion of the pool parking lot at The Village Club of Sands Point.** The expansion was necessary to accommodate members and work had to commence the week of May 6, 2019 to be ready for the opening of the pool on Saturday, May 25, 2019. Club Manager Dana Cancellaro obtained three proposals which are appended hereto and made a part of the minutes. A motion was made by Deputy Mayor Najman and seconded by Trustee Forman and then carried unanimously the decision was ratified to approve payment in the amount of \$9,620.00 to Sisto DeNardis Contracting Corp who submitted the lowest proposal.

On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Deputy Mayor Lynn R. Najman voting	-	aye
Trustee Peter A. Forman voting	-	aye

Resolution 05172019-01 was duly adopted.

Mayor Adler placed on the table for consideration of the **purchase of 500 cubic yards of ultra-lightweight aggregate from Aero Aggregates in connection with the plan to stabilize the Village Club Pool Slope.**

Whereupon, Trustee Silbert proposed the following Resolution and moved its adoption:

RESOLUTION 05172019-02
PURCHASE OF 500 CUBIC YARDS OF ULTRA-LIGHTWEIGHT AGGREGATE
FROM AERO AGGREGATES IN CONNECTION WITH THE PLAN TO STABILIZE
THE VILLAGE CLUB POOL SLOPE

WHEREAS, by Resolution 05222017-26 the Board retained Vachris Engineering P.C. ("Vachris"), to provide engineering services relative to the repair or replacement of the trench drainage structures at the Village Club; and

WHEREAS, pursuant to subsequent resolution, the Village authorized Vachris to conduct further studies relating to slope stability near the pool area of the Village Club; and

WHEREAS, Vachris has recommended a plan to address the instability of the slope, which plan includes the installation of a special ultra-lightweight aggregate known as AeroAggregates UL-FGA G15, the sole source of which is a company called Aero Aggregates, located at 1500 Chester Pike, Eddystone, PA 19022; and

WHEREAS, Aero Aggregates has provided the Village with a quote for \$44,750 for 500 cubic yards of the material, pursuant to the purchase order and invoice dated May 3, 2019, annexed hereto and made a part hereof (the "Invoice"); and

WHEREAS, the Board of Trustees has reviewed the Invoice and finds it acceptable; and

NOW, THEREFORE, BE IT RESOLVED, the Board of Trustees hereby authorize payment of \$44,750.00 to Aero Aggregates, located at 1500 Chester Pike, Eddystone, PA 19022 for 500 Cubic Yards of ultra-lightweight aggregate UL-FGA G15.

The motion was seconded by Deputy Mayor Najman. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Deputy Mayor Lynn R. Najman voting	-	aye
Trustee Peter A. Forman voting	-	aye

Resolution 05172019-02 was duly adopted.

Mayor Adler placed on the table for consideration to **Engagement of Sisto DeNardis Contracting Corp. for Emergency Phase 1 Work Relating to the Remediation of the Pool Facility Slope Area at The Village Club of Sands Point.**

Whereupon, Trustee Silbert proposed the following Resolution and moved its adoption:

**RESOLUTION 05172019-03
ENGAGEMENT OF SISTO DENARDIS CONTRACTING CORP.
FOR EMERGENCY PHASE 1 WORK RELATING TO
THE REMEDIATION OF THE POOL FACILITY SLOPE AREA
AT THE VILLAGE CLUB OF SANDS POINT.**

WHEREAS, pursuant to New York State General Municipal Law Section 103(4), “Notwithstanding the provisions of subdivision one of this section, in the case of a public emergency arising out of an accident or other unforeseen occurrence or condition whereby circumstances affecting public buildings, public property or the life, health, safety or property of the inhabitants of a political subdivision or district therein, require immediate action which cannot await competitive bidding or competitive offering, contracts for public work or the purchase of supplies, material or equipment may be let by the appropriate officer, board or agency of a political subdivision or district therein”; and

WHEREAS, pursuant to a report from Vachris Engineering, P.C. (“Vachris”), the pool slope is unstable and requires significant repairs in order to remediate the condition (the “Remediation”); and

WHEREAS, the Remediation of the slope as proposed by Vachris is a three (3) phase project; and

WHEREAS, phase 1, which includes the installation of the ultra-lightweight aggregate material from Aero Aggregates, must be done prior to the opening of the pool facility; and

WHEREAS, phases 2 and 3 of the Remediation project can be done at a later date, during the 2019 summer; and

WHEREAS, the Chair of the Facilities / Capital Projects Committee of the Operations Chair of the Village Club of Sands Point, F. William Schmergel, has informed the Board that phase 1 work must be done prior to the opening of the pool facility for the

2019 summer season, in order to avoid potential damage to the facility and potential danger to the users of the facility; and

Mr. Schmergel has recommended hiring Sisto DeNardis Contracting Corp. (“DeNardis”), who has satisfactorily performed work at the Village Club many times over in the past, on an emergency basis to complete the Phase 1 work before the pool facility opens on Memorial Day weekend; and

WHEREAS, Mr. Schmergel asked for and received a proposal from DeNardis for the emergency Phase 1 work, a copy of their proposal is appended hereto and made a part of the minutes; and

WHEREAS, the Board has reviewed the DeNardis proposal and finds it acceptable; and

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby engages Sisto DeNardis Contracting Corp., 97 Harbor Road, Port Washington NY 11050 to provide the Village with the emergency Phase 1 work at the pool facility in the amount of \$65,200.00 in accordance with their proposal appended hereto.

The motion was seconded by Deputy Mayor Najman. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Deputy Mayor Lynn R. Najman voting	-	aye
Trustee Peter A. Forman voting	-	aye

Resolution 05172019-03 was duly adopted.

Mayor Adler placed on the table for consideration a **Resolution for authorization to Prepare Bid Specifications and to Solicit Bids for Phase 2 and Phase 3 Remediation of the Pool Facility Slope Area.**

Whereupon, Deputy Mayor Najman proposed the following Resolution and moved its adoption:

RESOLUTION 05172019-04
AUTHORIZATION TO PREPARE BID SPECIFICATIONS
AND SOLICIT BIDS FOR
PHASE 2 AND PHASE 3 REMEDIATION OF POOL FACILITY SLOPE AREA

THE VILLAGE CLUB OF SANDS POINT

WHEREAS, Remediation of the slope area at the Pool Facility at The Village Club of Sands Point is a three (3) phase project; and

WHEREAS, Phase 1 is completed and where in accordance with the Village’s procurement policy Phase 2 and 3 must be competitively bid; and

WHEREAS, Vachris Engineering will prepare bid specifications,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees authorizes that the **Village Clerk be and hereby is authorized to solicit bids** for Phase 2 and 3 of the slope remediation and which bids will be presented to the Board for review and award as soon after the bid openings as possible;

The motion was seconded by Trustee Ullman. On roll call:

- Mayor Edward A. K. Adler voting - aye
- Trustee Katharine M. Ullman voting - aye
- Trustee Marc Silbert voting - aye
- Deputy Mayor Lynn R. Najman voting - aye
- Trustee Peter A. Forman voting - aye

Resolution 05172019-04 was duly adopted.

Mayor Adler placed on the table for **consideration a Resolution Authorizing Purchase of a New Truck for the Sands Point Water Department.**

Whereupon, Deputy Mayor Najman proposed the following Resolution and moved its adoption:

**RESOLUTION 05172019-05
PURCHASE OF A 2019 FORD F-150 XLT SUPER CREW TRUCK
MINI-BID RESULTS 19040062
NEW YORK STATE CONTRACT NO. PC 67868
SANDS POINT WATER DEPARTMENT**

WHEREAS, per Resolution 02262019-07 the Board approved the solicitation of bids through the NYS Procurement mini bid process; and

WHEREAS, Water Superintendent Brian Gunderson received three bids, copies of which are appended hereto and made a part of the minutes; and

WHEREAS, Superintendent Gunderson is recommending purchase from the lowest bidder, Great Neck Ford LLC d/b/a Tower Ford; and

WHEREAS, the Board of Trustees has reviewed the recommendation and finds it to be acceptable,

NOW, THEREFORE, BE IT RESOLVED, that one 2019 F-150 XLT 4x4 Super Crew Cab truck be **purchased under New York State Contract #PC67868, from Great Neck Ford LLC d/b/a Tower Ford, 124 S Middle Neck Rd, Great Neck, NY 11021 in the amount of \$33,162.27.**

The motion was seconded by Trustee Silbert. On roll call:

Mayor Edward A. K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Deputy Mayor Lynn R. Najman voting	-	aye
Trustee Peter A. Forman voting	-	aye

Resolution 05172019-05 was duly adopted.

The Board discussed **errors in the preparation of the Village's Tax Roll for the 2019/2020 Village tax year resulting from incorrect information transmitted to the Village by the Nassau County Department of Assessment** affecting a substantial number of parcels in the Village, and the process for the correction of these errors.

Whereupon, Deputy Mayor Najman proposed the following Resolution and moved its adoption:

**RESOLUTION 05172019-06
AUTHORIZING THE CORRECTION OF ERRORS
IN THE VILLAGE'S TAX ROLL FOR THE 2019/2020
VILLAGE TAX YEAR**

WHEREAS, upon a review and examination of the data and information transmitted to the Village by the Nassau County Department of Assessment for the preparation of the Village's Tax Roll for the 2019/2020 Village tax year, clerical errors, or unlawful entries were discovered that affect a substantial number of parcels in the Village as shown on the Schedule attached to and made a part of this Resolution;

WHEREAS, upon discovering the errors, or unlawful entries, the Village submitted an Application for Correction of Errors in Tax Roll pursuant to Section 556-b of the Real Property Tax Law to the Nassau County Assessor and the Nassau County Department of Assessment; and

WHEREAS, the correction of the clerical errors or unlawful entries in the Tax Roll is necessary and required to avoid improper payment of taxes by the owners of the affected parcels; and

WHEREAS, it is necessary and in the best interests of the owners of property within the Village for the Village to correct the errors in the Village's Tax Roll, in order to issue proper and correct tax bills for the 2019/2020 Village Tax Year; and

WHEREAS, it is also necessary to amend and revise Resolution 02262019-02, previously adopted by the Board of Trustees, on February 26, 2019 relating to Assessment Grievances for the Village's fiscal year ending May 31, 2020, and to amend and revise Resolution 03262019-02, adopted by the Board on March 26, 2019, relating to the Certification of the Assessment Roll of the Village, and to amend and revise Resolution 04162019-02, adopted by the Board on April 16, 2019 relating to the tax rate for the next fiscal year based on the assessed valuation of all property the Incorporated Village of Sands Point, as adopted on April 16, 2019;

NOW THEREFORE, BE IT RESOLVED, THAT: The Board authorizes the following actions:

1. The correction of clerical errors or unlawful entries in the Village's tax roll for the 2019/2020 Village Tax Year in accordance with the schedule annexed to this Resolution after the expiration of the ten (10) day period from the filing of the Application for the Correction of Errors in Tax Roll with the Nassau County Assessor in Accordance with Section 556-b of the Real Property Tax Law of the State of New York;
2. The correction of Resolution 02262019-02 with respect to assessment grievances to provide as follows:

Total Assessed Value of Property within Sands Point:	\$1,121,971.00
Less Total Value of Totally Exempt Properties:	\$147,994.00

Less Exemptions Granted to Veterans:	\$6,146.00
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Total Taxable Value: \$967,831.00

3. The correction of Resolution 03262019-02 to provide that the total taxable value of all properties on the final assessment roll for the 2019/2020 Village tax year is \$967,831.00; and
4. The correction of Resolution 04162019-02 as previously adopted to provide that the Tax Levy for the Village's fiscal year of June 1, 2019 to May 31, 2020 be at a rate of 9.858 per 100 Dollars (\$100) of assessed valuation to be levied on the total assessed valuation of the Incorporated Village of Sands Point of \$967,831.00; and

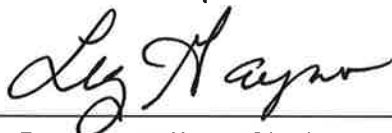
BE IT FURTHER RESOLVED, that the Village Clerk and the Village Treasurer shall take such further actions and prepare such documentation and certifications as required to effectuate the terms and provisions of this Resolution.

The motion was seconded by Trustee Silbert. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Deputy Mayor Lynn R. Najman voting	-	aye
Trustee Peter A. Forman voting	-	aye

Resolution 05172019-06 was duly adopted.

There being no further business to come before the Board, on motion of Deputy Mayor Najman, seconded by Trustee Silbert and carried unanimously, the meeting was adjourned at 12:45 p.m.



Liz Gaynor, Village Clerk